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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/588,916	07/17/2007	Takafumi Kurosawa	TOS-167-USA-PCT	2935
27955 TOWNSEND	7590 12/23/2010 Pr D A NIT A		EXAMINER	
c/o PORTFOL			KASSA, TIGABU	
PO BOX 52050 MINNEAPOLIS, MN 55402			ART UNIT	PAPER NUMBER
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			MAIL DATE	DELIVERY MODE
			12/23/2010	PAPER

Please find below and/or attached an Office communication concerning this application or proceeding.

The time period for reply, if any, is set in the attached communication.



Commissioner for Patents
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DEC 2 3 2010

TOWNSEND & BANTA c/o PORTFOLIO IP PO BOX 52050 MINNEAPOLIS MN 55402

In re Application of

KUROSAWA, TAKAFUMI et al.

Application No. 10/588,916

Filed: July 17, 2007

Attorney Docket No. TOS-167-USA-PCT

DECISION ON REQUEST TO

PARTICIPATE IN PATENT

PROSECUTION HIGHWAY

PROGRAM AND PETITION

TO MAKE SPECIAL UNDER

37 CFR 1.102(d)

This is a decision on the request to participate in the Patent Prosecution Highway (PPH) program and the petition under 37 CFR 1.102(d), filed October 07, 2010, to make the above-identified application special.

The request and petition are **DISMISSED**.

A grantable request to participate in the PPH program and petition to make special require:

- (1) The U.S. application must validly claim priority under 35 U.S.C. 119(a) to one or more applications, filed in the JPO;
- (2) Applicant must submit a copy of the allowable/patentable claim(s) from the JPO application(s) along with an English translation thereof and a statement that the English translation is accurate;
- (3) All the claims in the U.S. application must sufficiently correspond or be amended to sufficiently correspond to the allowable/patentable claim(s) in the JPO application(s);
- (4) Examination of the U.S. application has not begun;
- (5) Applicant must submit a copy of the office actions just prior to the "Decision to Grant" (the latest "Notification of Reasons for Refusal) from each of the JPO application(s) containing the allowable/patentable claim(s) along with an English translation thereof and a statement that the English translation is accurate; and
- (6) Applicant must submit an IDS listing the documents cited by the JPO examiner in the JPO office action along with copies of documents except U.S. patents or U.S. patent application publications.

The request to participate in the PPH program and petition fails to comply with the requirement because:

The examination of the application has already begun.

Applicant is given a time period of **ONE MONTH or THIRTY DAYS**, whichever is longer, to correct the deficiencies. **NO EXTENSION OF TIME UNDER 37 CFR 1.136 IS PERMITTED.** If the deficiencies are not corrected with the time period given, the application will await action in its regular turn.

Response must be submitted via EFS-Web with the document description: Petition to make special under Patent Pros Hwy. Information regarding EFS-Web is available at http://www.uspto.gov/ebc/efs_help.html.

Telephone inquiries concerning this decision should be directed to Ram R. Shukla at 571-272-0735.

All other inquiries concerning the examination or status of the application should be directed to Patent Application Information Retrieval (PAIR) system.

Ram R. Shukla, Ph.D.

Supervisory Patent Examiner

TC 1600

RALLA SEULLA, PALD. SUPERVISORY PATENT EXAMINER